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Peggy Nichols
Name: Peggy Nichols

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Thomas A. SILVESTRINI

Serial No.: ⁰⁸09/993,946

Filing Date: December 18, 1997

For: CORNEAL IMPLANT METHOD AND
PLIABLE IMPLANT THEREFOR

Confirmation No.: 5937

Examiner: D. Willse

Group Art Unit: 3738

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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT AND
REQUEST FOR SUMMARY OF INTERVIEW

Sir:

This paper is filed in response to the Notice of Non-Compliant Amendment issued April 25, 2005 and the Notice of Request for Summary of the Examiner Interview issued on April 5, 2005. A response to the Non-Compliant Notice is due May 25, 2005 and the Response to the Request for Summary of the Examiner Interview is due May 5, 2005. On April 4, 2005, a three month extension of time and Notice of Appeal were filed, thereby extending the deadline to take action in this case to June 4, 2005. Accordingly, the subject application is currently pending and this paper in reply to the outstanding notices is timely filed.

The Listing of the Claims begins on page 2 of this reply.

The Remarks begin on page 5 of this reply.

FAS2157716.1/2023915-7004262001


PTO/SB/21 (06-03)

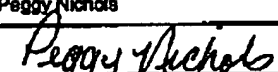
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/993,046 08/993,946
		Filing Date	December 18, 1997
		First Named Inventor	Thomas A. Silvestrini
		Art Unit	3738
		Examiner Name	D. Willis
Total Number of Pages in This Submission	10	Attorney Docket Number	AT 2038.00

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<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.62 or 1.63	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Bingham McCutchen LLP Antoinette F. Koniski
Signature	
Date	May 5, 2005

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PAGES (INCLUDING THIS COVER PAGE):11

RE U.S. Application Serial No.: 09/993,946

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MESSAGE

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Fax Cover Sheet (1 pg);
 Transmittal Form (1 pg)
 Response to Non-Compliant Amendment and Request for summary of Interview (9 pgs)

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